9/11/99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

McGregor, et al Examiner: Gesesse, T.

Serial No: **08/749,721** Group Art: 2746

Filed: 15 November 1996 Paper No:

For: MOBILE PHONE WITH INTERNAL Atty Dkt: 12765

ACCOUNTING

BOX FEE-AMENDMENT Assistant Commissioner for Patents Washington, D.C. 20231 Received

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Group 2700

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

As noted in the Information Disclosure Statement submitted on November 30, 1998, U.S. Patent No. 5,577,100 is the subject of a patent infringement action in the Northern District of California, Case No. C 98-0002 CW ENE, entitled, Telemac Cellular Corp. v. Topp Telecom, Inc. The following items filed in this action are submitted for the examiner's consideration.

Applicant submits a copy of the Court's ORDER CONSTRUING CLAIMS AND GRANTING DEFENDANT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT OF U.S. PATENT NO. 5,577,100, dated February 5, 1999 in which the Court construed certain claims of the '100 patent and found certain claims anticipated by the Wittstein patent.

Applicant also submits a copy of Applicant's request for reconsideration, filed as TELEMAC'S MOTION FOR LEAVE TO FILE A MOTION FOR RECONSIDERATION OF THIS COURT'S CLAIM CONSTRUCTION AND PARTIAL SUMMARY JUDGMENT ORDER, dated February 12, 1999. No action has yet been taken on Applicant's reconsideration request.

Respect

RICHARD ESTY PETERSON
Registration No. 26,495

REP:cls

Date: March 8, 1999

BIELEN, PETERSON & LAMPE 1990 N. California Boulevard Suite 720 Walnut Creek, California 94596

Tel: (925) 937-1515

Fax: (925) 937-1529